

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ARYEH COHEN,

Plaintiff,

vs.

LOOKING FOR PALLADIN, LLC, MAHYAD
TOUSI, TOUSI PRODUCTIONS LLC,
ANDRZEJ KRAKOWSKI and PINE HILL
PRODUCTIONS, INC.

Defendants.

X

: Case No. 07-cv-6359 (HB)

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SECOND NOTICE OF MOTION TO DISMISS

To: Jon Paul Robbins
McLaughlin and Stern, LLP
260 Madison Avenue, 18th Floor
New York, New York 10016
Attorneys for Plaintiff

PLEASE TAKE NOTICE that, upon the Summons and Complaint, the accompanying memorandum of law, the Affidavit of Andrzej Krakowski, and the accompanying exhibits, and the Affidavit of Mahyad Tousi, defendants will move this Court on November 30, 2007, at the United States District Courthouse, located at 500 Pearl Street, New York, New York, before the Honorable Harold Baer, United States District Judge, for an Order (1) dismissing the amended complaint for failure to state a claim upon which relief can be granted, (2) dismissing the second cause of action for lack of jurisdiction over the subject matter, pursuant to Fed.R.Civ.P. 12(b)(6) and Fed.R.Civ.P. 12(b)(1), and (3) dismissing or staying the amended complaint and compelling arbitration.

Dated: New York, New York
November 13, 2007

/s/ Kenneth Sussmane
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